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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/935,168	08/21/2001	Jennifer L. West	002376.1017	9212
23640	7590	09/23/2008		
BAKER BOTTS, LLP 910 LOUISIANA HOUSTON, TX 77002-4995			EXAMINER HUYNH, PHUONG N	
			ART UNIT 1644	PAPER NUMBER
			NOTIFICATION DATE 09/23/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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debbie.allen@bakerbotts.com

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte*: JENNIFER WEST and BRENDA MANN

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Application No. 09/935,168  
Technology Center 1600

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Mailed: September 22, 2008

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Before DALE M. SHAW *Chief Appeals Administrator*  
SHAW, *Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on August 28, 2008. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

**PRIOR REMAND ORDER**

A prior “Order Remanding to Examiner” was mailed on August 6, 2008, wherein the Examiner was instructed that corrections to the appeal were required. A review of the file finds that the required corrections have not been made or have not been made in entirety. The matters still requiring attention are identified below:

The application on appeal was remanded to the Examiner so that the Examiner may enter a paper canceling claims 3-5 and 9. See MPEP § 1215.03.

Upon entry of the paper, the application should be returned to the Board for consideration of the appeal on its merits as to remaining claims 1-2, 7-8 and 24-35.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS/tsj

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